

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TENNESSEEFILED BY *JE* D.C.

05 SEP 28 AM 10:05

SMITH & NEPHEW, INC.,

Plaintiff,

v.

FEDERAL INSURANCE CO.,


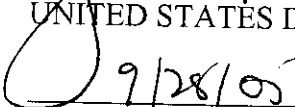
Defendant.

Civil Action No. 02-2455-B

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WD OF TENNESSEEORDER GRANTING LEAVE FOR REPLY MEMORANDUM SUPPORTING
PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT

Plaintiff Smith & Nephew has filed a motion for partial summary judgment and supporting memorandum, and defendant Federal has filed an opposing memorandum. On September 27, 2005, plaintiff filed a motion for leave to file a reply memorandum further supporting its motion for partial summary judgment, with such reply memorandum attached. Plaintiff's motion includes a certificate that counsel have conferred in compliance with Local Rule 7, resulting in agreement that defendant does not oppose this motion provided plaintiff does not oppose defendant receiving leave for a sur-reply, which was agreed.

It is therefore ORDERED that plaintiff is granted leave to file the "PLAINTIFF SMITH & NEPHEW, INC.'S REPLY MEMORANDUM IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT" attached to its September 27, 2005 motion for leave, and said Reply Memorandum shall be deemed filed upon entry of this Order.


UNITED STATES DISTRICT JUDGE

DATE OF SIGNATURE



Notice of Distribution

This notice confirms a copy of the document docketed as number 112 in case 2:02-CV-02455 was distributed by fax, mail, or direct printing on September 28, 2005 to the parties listed.

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Honorable J. Breen
US DISTRICT COURT